

Joseph L. CURRY
 PLAINTIFF
 ✓
Dover PD GREGORY
 DEFENDANTS

CIV-FED-CASE 04-175-KAJ

OPEN FILE
 To:
 Honorable Judge
 Kent A JORDAN

Good morning and afternoon to all parties of Federal Civil Case: 04-175-KAJ.

On 8-18-06 per Conference discussion of some issues was handled with concern in the Teleconference, meaning my concern of stating a position to where I the Plaintiff stands on Mr. Griffith's sudden Request for a Jury Trial has been deeply considered, and for the Record I will now respectfully submit my position today on 8-25-06, seven days after the 8-18-06 Conference for which I have adhered to the 2- week Order to allow disposition.

With all due respect to Mr. Griffith, my position is clearly to be presented as great opposition and ask that the request of jury trial be denied with prejudice.

Due to the fact after a three year mark is very near that such procedures of jury trial is in fact way out of context to any preparation. Scheduling Order is set for a 2 day Bench Trial for which was set with no dispute of Civ. Fed. Case: 04-175-KAJ in the entire case going on 3 years now is not the time to create a strategy for trickery and chaos motivating a dilatory defense. Poor strategic planning is not an excuse three years later! I the Plaintiff would have absolutely no objections at all if we were at the initial disclosures procedure which was the first scheduling Order number 1 of Nov. 18, 2004, but the facts are, for almost 3 years all parties indicated no signs of stress or uncomfortability of having this case tried by Honorable Judge Kent A. Jordan. The entire firm even when William W. Pepper was representing Dover Police Dept. the entire firm of Daniel A. Griffith, Marshall, Dennehey, Warner, Coleman and Goggin has never ever had any dispute to have Honorable Judge Kent A. Jordan weigh the evidence and facts of this case and try it. I the Plaintiff certainly has not ever questioned the judge's ability or honesty to allow justice to prevail!! I again state for the Record I oppose and deeply strive against the Defendants' Request to a Jury Trial.

Thank you,

2006 AUG 31 PM 2:56
 3D
 Scanned
 U.S. DISTRICT COURT
 OF DELAWARE

CC: US DISTRICT COURT

DANIEL GRIFFITH
 ATTORNEY

FILE
 HYDEN ASSOCIATES

JAMES CURRY

Joseph L. Curry

8-25-06

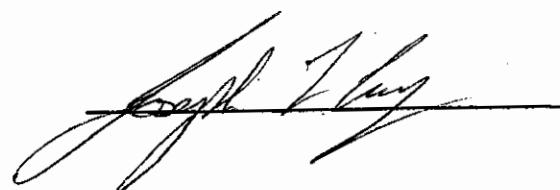
CERTIFICATE OF SERVICE

I, Joseph L. Curry, hereby certify that I have served a true and correct copy of the attached Letter of opposed Jury Trial upon the following person/s below:

<u>NAME</u>	<u>STREET</u>	<u>CITY/STATE/ZIP</u>
Daniel A. Griffith	Po. Box 8888	Wilmington Delaware 19899
United States District Court	844 N. King St	Wilmington Delaware 19801
James W. Curry ESQ	11 MARR'S MEADOW RD	Danielle PA 17821

By placing same in a sealed, postage pre-paid envelope and depositing same in the United States Mail at Sussex Correctional Institution, P.O. Box 500, Georgetown, Delaware 19947.

This 29th day of August, 2006



I/M: Joseph L. Cuff BLDG: Medium-Ctier
SUSSEX CORRECTIONAL INSTITUTION

P.O. BOX 500
GEORGETOWN, DELAWARE 19947
SBI# 223-705

1806 U.S. POSTAGE P82230370
\$00 .390 AUG 30 06
FROM ZIP CODE 19947

Office of the Clerk
United States District Court
844 N. King Street Box 18
Wilmington, Delaware
19801

J.S.M.S.
X-RAY